

## RAILWAY COMPANY TO LOSE FRANCHISE

Municipal Laws Committee Recommends Removal of Poles in Thirty Days.

## LITTLE DONE TOWARDS COMPLETION OF ROAD

Cutting Down of Tax on Sewer Extensions 172, 182 and 185 Recommended.

At the meeting of the committee on municipal laws of the city council on Thursday night it was decided to recommend the adoption of the resolution of President A. J. Davis, declaring the franchise of the Salt Lake & Suburban Railway company void and instructing the company to remove its poles from the streets within thirty days.

The company was granted a franchise on August 15, 1903, to construct an electric railway from First South and Second East streets south to Ninth South, thence east to Third East and thence south to the city limits. The franchise was accepted by the company, but one of the requirements was that the road be completed and in operation by October 8, 1904. Nothing has ever been done towards constructing the line except the placing of trolley poles in the streets. The franchise will, therefore, be forfeited, it looks like, and the company required to remove the poles from the streets.

## Sewer Tax Cut Down.

The same committee will recommend to the council that the city treasurer collect interest on sewer taxes in sewer extensions 172, 182 and 185 only from November 1, 1909. The abutting property owners protested strongly against paying interest on the delinquent sewer payments, for the reason that the interest is not completed and they could not connect with it. Several of them stated that they would not pay unless compelled to do so by the courts. It was therefore decided that the treasurer should collect interest on those extensions only from November 1, when the sewer was ready for connection.

A number of protests against sewer extension 220, in the southwestern part of the city, appeared before the engineering committee in support of their protest. The total area of property in the extension is 65,000 feet and the protesters claimed that they represented more than 55,000 feet of property in the district, which is 10,000 feet more than is necessary to defeat the improvement. The protest was checked up by former city engineer Kelsey, who threw out a large number of the protests on the ground that they were irregularly signed, and reported back to the committee that there were not enough protests to defeat the sewer. It was claimed by those who appeared before the committee that the engineer had no right to exclude any of the names on the protest, and that the committee decided to refer the matter to the city engineer and the city attorney to make a thorough investigation of the names on the protest, and to check it and report back to the committee.

**Second South Paving.**  
The paving of Second South street from Tenth to Twelfth East street was referred by the engineering committee to the city engineer for an estimate of the cost of the city's portion of the improvement.

The engineer will also be asked to furnish plans and an estimate of the cost of installing catch basins at the foot of South Temple street, in front of the new city depot, for the purpose of carrying the drainage water and refuse from that street into the sewer, petitioned for by A. B. Stevenson in behalf of the railroad company.

## A PLACE TO INVEST.

Our investments are made in the intermountain country. Yours should be. The scientific basis of life insurance has been so thoroughly demonstrated by the government that it is now so strict, that old line life insurance is rightfully considered the safest of investments. THE CONTINENTAL LIFE INSURANCE AND INVESTMENT COMPANY, SALT LAKE.

## RUSH OF TAXPAYERS AT GROESBECK'S OFFICE

The annual rush for the payment of taxes is now on in earnest at the office of County Treasurer J. A. Groesbeck. The taxes become due on Monday, November 15, and the line of taxpayers in the office is growing from day to day. On Thursday, the line extended out into the corridor outside the office of the treasurer, and people were standing in line for some time waiting for an opportunity to pay their taxes.

The facilities and the system for handling the crowd this year are better than ever before, and it is probable that people will have to wait a very long time in line before reaching one of the windows to pay up.

## The Art

Of getting best returns for money is learned when you buy here. Meheys' four and millinery.

## Price Case Begun.

The hearing in the case of the United States against Charles G. Price was begun in the United States court Thursday afternoon. Price found \$2410 wrapped in a copy of the Deseret News at the Ogden postoffice about a year ago. The money was said to be the property of the East Side bank of Portland, Or., but the First National bank of Ogden, with which it was deposited, is trying to claim some of the money.

## Kodak Finishing.

Salt Lake Photo Supply Co., 177 Main.

## Expert Kodak Finishing.

Shoppers, commercial photographers, 151 South Main st.; second floor.

## Alexander Optical Co.

Now at 218 So. Main.

## GREAT STATE, THEME OF MACNAB

Pioneer Resident of Salmon City Discusses Growth of Idaho.

## VISITING IN SALT LAKE EN ROUTE TO THE COAST

Home Town, Mr. MacNab Says, Is Keeping Pace With Other Cities.

"Idaho is a great state, and there is an immense influx of Eastern people," said A. J. MacNab, a pioneer resident of Salmon City, Ida., at the Cullen hotel Thursday evening. Mr. MacNab witnessed the laying out of Salmon City forty-three years ago, and he has lived there ever since that time. For some years he was engaged there as a merchant, but of recent years he has largely been a tourist. He is in the city for a few days calling on old friends here, after which he is going to the coast, where he intends to spend the winter. Mr. MacNab has spent the winter in the coast in recent years, but nevertheless his home is at Salmon City.

Mr. MacNab says that Salmon City is growing very rapidly at the present time. Numerous beautiful buildings have been erected during the past year and capital is pouring in. Mr. MacNab attributes much of this to the building of a railroad from Armaistead on the main line of the Oregon Short Line to the city. He stated Thursday evening that it is rather uncertain who is building the road, but it is largely attributed to James J. Hill. The theory has also been advanced, he says, that it is the Northeastern. However, the Hill conjecture seems the most likely, Mr. MacNab says.

## Matters But Little.

"Any way," it matters not who is building the road," said Mr. MacNab Thursday evening. "All that we care for is that we get the road, and since it is the Northeastern, however, the Hill conjecture seems the most likely. Twenty-five miles of the road has already been completed, Mr. MacNab said Thursday evening, and when it is finished it will be about 100 miles long. Surveys are also being made extending southward down the Salmon river, and a corps of surveyors are going up the Salmon river toward Boise, he stated.

"Idaho is a great fruit-growing country," declared Mr. MacNab. "It is a great opening for investors. The more it is developed, the more evident its vast agriculture and horticulture resources, its great mineral wealth and its stock-raising possibilities become. The southeastern part of Idaho is showing a rapid growth, he declared.

Since the railroad from Armaistead to Salmon City was projected, Salmon City has put in a fine new electric light plant and other big improvements, everything in the city now is strictly modern, including a waterworks system, sewer system and so on.

## Unheard of Reductions

Offered at the beginning of the season on our magnificent line of midwinter millinery. Meheys', 156 Main street.

## MISS ALICE Y. HARDY LAID GENTLY AT REST

The funeral of Miss Alice Young Hardy was held from the Second Ward chapel Thursday forenoon at 11 o'clock. Music was furnished by the United club, of which Miss Young was a member during her lifetime, and a quartette, composed of Messrs. Robinson, Sidaway, Young and White. Mr. Sidaway sang "Sometimes We'll Understand."

The services included addresses by Bishop Heber C. Iverson, and President Hugh J. Cannon of Liberty, and Elder Seymour B. Young pronounced the benediction. The burial was in the City cemetery.

## Thanksgiving Dinner.

Not one poor family will be overlooked at Thanksgiving time by the Salvation army, the army workers declare, and they are busy gathering sufficient funds and provisions for the Thanksgiving dinner for the poor. Already letters of appeal are pouring in explaining that through illness and misfortune little children are thinly clad and in some cases coal, food and clothing are needed to alleviate suffering. The poor for many years past have looked to the army for relief, and especially at this time of the year, and it is hoped that none shall be overlooked.

## Tribune-Reporter Printing Co.

66 West 2nd South street. Phone 715.

## Philharmonic Orchestra for Good Music.

All occasions. Bell 3316-Y. Ind. 1357.

## Decidedly the Handsomest

Hats in the city are to be seen at Meheys'—especially correct and pleasing in every detail.

## Water Applications.

Applications for water were filed with the state engineer Thursday, as follows: Edward Nazer of Monroe, Utah, for a fifth of a section of water from Corner spring, near Monroe, in Sevier county, to be used for watering stock; H. C. Jolly of Glendale, Utah, for one-half of a section of water from a spring near Glendale, in Kane county.

## McCoys' Stables.

Carriages and light livery. Phone 51.

## Picture Framing

Salt Lake Photo Supply Co., 177 Main street.

## Embezzlement Charged.

Herbert Walker was arrested Thursday evening by Officer James Watson on a charge of embezzlement. Walker was employed by Bombino Bros., proprietors of a saloon and lunch counter at 17 Commercial street. He was in charge of the lunch department. It is alleged that he had embezzled \$22.90 from the cash register, with which he made out.

A private safe may be rented in the fire and burglar-proof vaults of the Salt Lake Security and Trust company, 32 up Main street, \$2.00 per year.

## BREEDEN OFFICE SUPPLY CO.

Sixty times sixty varieties of office necessities, are selling like 60 at No. 69 West Second South.

## Tribune Want Ads.

Bell Main 5209. Independent 369.

## WRIT IS GRANTED BY SUPREME COURT

District Tribunal Takes Jurisdiction in Appeal Case From Justice Court.

## APPLICATION DIRECTED AGAINST JUDGE RITCHIE

Held That Appeal Notice Must Be Filed Before Served on Adverse Party.

The supreme court Thursday handed down an opinion granting the petition of the plaintiff for a writ of prohibition in the case of the State ex rel. E. A. Walton against the Third District court, M. L. Ritchie, judge, and Edward Mackey and wife. The opinion prohibits Judge Ritchie from taking jurisdiction in a case appealed to the district court from a justice court and from taking any further action in the matter.

A judgment was obtained in a justice court by the Coalville Co-op. Mercantile institution against Edward Mackey and wife on January 11, 1907, and on February 4 following the Mackeys served notice of appeal on the attorney for the Co-op, but did not file the notice until February 5. The transcript on appeal shows a docket entry in the justice court of the filing of an undertaking on appeal, but the original undertaking, or copy thereof, is not on file in the justice court. Neither the record of the justice court show that any notice of the filing of the bond or copy of the bond had been served on the adverse party.

## No Jurisdiction.

When the appeal was docketed in the district court, the attorney for the Co-op, moved that the appeal be dismissed on the ground that the court had no jurisdiction over the case. Ritchie denied the motion, whereupon an application was made to the supreme court for a writ of prohibition.

In granting the writ, the supreme court held that the notice of appeal must be filed before it is served on the adverse party and that the notice of filing of the undertaking on appeal must be served upon the adverse party. These two matters, it held, are material and are prerequisites to effecting an appeal, and without a compliance with the statutes in these respects the district court could have no jurisdiction over the case.

The opinion was written by Chief Justice Strick and concurred in by Justices Frick and Metcalf.

## VINCENT BRISCOE IS CAREFULLY CIGERONED

He Is En Route From California Prison to Face Charge in Chicago.

Vincent Briscoe passed through Salt Lake City Thursday, en route from San Francisco to Chicago. Vincent Briscoe was not alone. There were with him, one on either side, Captain Patrick J. Harding and Detective Sergeant Patrick J. Mulvihill of the Chicago police department. When Mr. Briscoe stepped from the California state prison at San Quentin, Cal., a few days ago, he was met by the Chicago officers, who informed him that he would accompany them back to Chicago, where he will face a charge of murder. In San Quentin, Briscoe had just completed a year's term for burglary.

Seven years ago Briscoe and Hugh Riley robbed a house in Chicago. They were discovered at their work by Patrolman Patrick Duffey. In the encounter, which followed, Briscoe, it is alleged, shot Duffey dead. Riley was arrested two weeks after the crime and was sentenced to serve fourteen years in Joliet as an accessory. Briscoe made his escape.

The Chicago officers took up the trail and followed Briscoe many a long mile, sometimes losing track of him altogether. Depredations committed in various parts of the state, and the fact that Briscoe, a year ago Briscoe robbed a Japanese restaurant in San Francisco and was sent to San Quentin. The San Francisco police believed that Briscoe was wanted in other cities, and they sent his photograph and the Bertillon measurements of him to various places, including Chicago.

When the Chicago police saw the photograph, they studied it and described it as being very similar to the man they became convinced that Briscoe was their man. So they went to California and waited for Briscoe's term to expire, which it did three days ago.

That is the reason why Vincent Briscoe is in Salt Lake City en route from San Francisco to Chicago. And that is the reason why he is not alone.

Mitchell Van and Storage Co. removed to 273 South West Temple.

## SAMUEL R. NEEL & CO.

Stock Brokers.

Members Salt Lake Stock and Mining exchange, 325 Newhouse bldg.; Bell phone 3500.

## Hookworm Suspected.

Dr. Miner of Nephi notified the state board of health Thursday that he suspected the existence of two cases of hookworm at Nephi. Secretary B. B. Reay requested him to send specimens of the disease, which will be examined by the state bacteriologist. The disease is prevalent in the south.

## COTSWOLD RAMS.

One thousand Cotswold ram lambs for sale. S. M. Covey, 935 East 1st South, Salt Lake.

## Removal Sale.

Big reductions in wallpaper and framed pictures. Will move Jan. 1st 6 doors north of present location to our new 4-story building. Geo. W. Ebert Co., 57 Main.

## Kodak Pictures Finished.

Mail your films to us. Salt Lake Photo Supply Co., 177 Main street. Exclusive photo dealers.

## Tribune Want Ads.

Bell Main 5209. Independent 369.

## DOOR ROBBINGS TALKS OF COAL LAND CASES

Dismissal of Actions Against Him and Others Due to Justice, Not Magnanimity.

## HOLDUPS ARE ARMED, BUT WEAR NO MASKS

Descriptions Tally With Those of Men Who Have Been Working Here.

"In the dismissal of the cases against Charles M. Freed, Walter Flier, Don C. Robbins and Edwin W. Senior, in which we were charged with conspiracy in seeking to obtain 4,000 acres of coal land in Emery county, Special Counsel Maynard takes all the glory to himself and would have the people believe that it was a gracious act upon his part and that we are still guilty of the crime with which we were charged, and that it was a favor upon his part entirely." The speaker was Don C. Robbins.

"We were either guilty or we were innocent," continued Mr. Robbins, "and the fact that the cases were nolle prossed, shows that we were innocent, otherwise the cases against us would not have been dismissed. This man Maynard would still have our names blacked out or a cloud over us in order to bolster up himself. Thus far, in all the alleged coal land frauds, what has this personal representative of the attorney general accomplished?"

The United States Attorney Booth gave to the Utah Fuel company coal lands worth millions of dollars for a paltry \$200,000. This coterie of lawyers has blasted and blackened the names of reputable citizens of Utah to the detriment of the people. He characterizes the men and women who have entered coal lands as 'dummies.' If they were 'dummies' there was evidently fraud. In view that he notices the cases, it is self-evident that there was no fraud, and therefore there could have been no 'dummies.' Why then does he slander reputable people?"

"I have lived in Utah all my life, almost sixty years. I have since I was charged with a grave crime continued to live here and fight my battle to protect my good name and that of my family, and now, when this special attorney of the government comes and virtually declares that he has conferred a favor upon me by dismissing charges which he and other officials preferred against me, but would still attempt to convey the impression that I was guilty and that it was due to his magnanimity alone that the charge was dismissed, I resent such statement in every way possible."

"The fact that this special attorney of the government declares unequivocally that I was innocent of the charge. He has had three years in which to gather evidence to convict, and the fact that he was unable to do so shows that it was justice that acquitted me and not the magnanimity of himself or other government officials."

## Notice.

G. A. Castles & Co. has bought out the Java cafe, 334 South State street, and will not be responsible for any bills prior to November 15.

## Government Positions.

Young men and women to qualify for postoffice clerks. Examination November 17. Call at 333 Atlas block.

## Unprecedented offering of high-class millinery at Meheys'. Hats ranging in prices from \$8 to \$10, for \$4.85.

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